

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In the Matter of)	
)	Civil Action No.
William A. Evans)	19 CV 4938

EXECUTIVE COMMITTEE ORDER

On October 16, 2001, the Seventh Circuit imposed a requirement that the Clerks of the District Courts in the Seventh Circuit must return unfiled William A. Evans's submissions. USCA No. 01-1547. Exceptions to the filing bar are made for "criminal cases and for applications for writs of habeas corpus." *Id.* at 2 (citing *Support Systems Int'l Inc. v. Mack*, 45 F.3d 185, 186 (7th Cir. 1995) (per curiam)). The exception for petitions that challenge the terms of confinement comprises applications for habeas corpus. *See Mack*, 45 F.3d at 186 ("We make an exception for any criminal case in which Mack is a defendant and for any application for habeas corpus that he may wish to file.")

On June 26, 2019, William A. Evans, who owes the Court \$1,800.00 in filing fees, submitted a proposed complaint. The Executive Committee reviewed the complaint at its meeting on July 18, 2019. Although the complaint might have been construed as a habeas petition, the Executive Committee has decided otherwise for two reasons. First, after Evans filed the complaint, the government moved to dismiss the federal indictment targeted by Evans' complaint. 19 CR 222, R. 22 (motion filed July 9, 2019). So there are no federal charges that could be the subject of a habeas petition. Second, even if the federal criminal case was still pending, the proper forum to present an argument about the detention would be in the federal criminal case itself, 19 CR 222, rather than by the filing of a separate habeas petition. Accordingly, Mr. Evans is denied leave to file his complaint.

Nothing in this order shall be construed:

- a) to affect Mr. Evans' ability to defend himself in any criminal action,
- b) to deny Mr. Evans access to the federal courts through the filing of a petition for a writ of habeas corpus or other extraordinary writ, or
- c) to deny Mr. Evans access to the United States Court of Appeals or the United States Supreme Court.

IT IS HEREBY ORDERED That any password issued to William A. Evans for access to the electronic filing system shall be disabled.

IT IS FURTHER ORDERED That any new complaints filed by Mr. Evans and transferred to this Court from another jurisdiction shall be reviewed by the Executive Committee to determine whether they should be filed.

IT IS FURTHER ORDERED That the Clerk shall cause to be created and maintained a miscellaneous file with the title "In the matter of William A. Evans " and case number 19 C 4938. The miscellaneous file shall serve as the repository of this order and any order or minute order entered pursuant to this order. The Clerk will also maintain a miscellaneous docket associated with

the file. All orders retained in the file will be entered on that docket following standard docketing procedures. A brief entry will be made on the docket indicating the receipt of any materials from Mr. Evans.

IT IS FURTHER ORDERED That the Clerk shall cause a copy of this order to be mailed to Mr. Evans at #499753, Jerome Combs Detention Center, 3050 S. Justice Way, Kankakee, Illinois 60901, the address given by Mr. Evans in documents received on June 26, 2019. Such mailing shall be by certified or registered mail, return receipt requested.

**ENTER:
FOR THE EXECUTIVE COMMITTEE**


Chief Judge

Dated at Chicago, Illinois this 24th day of July, 2019